

SENATE BILL 2978

By Southerland

AN ACT to amend Tennessee Code Annotated, Title 62,
Chapter 2, relative to public works.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 62-2-107, is amended by deleting subsection (b) in its entirety and by substituting instead the following:

(b) This section shall not apply to a public work wherein the contemplated expenditure for the complete project does not exceed two hundred fifty thousand dollars (\$250,000), such amount to be adjusted to the nearest one dollar (\$1.00) amount to reflect the percentage of change in the average consumer price index (all items-city average) as published by the United States department of labor, bureau of labor statistics, every odd-numbered year on January 1, starting in 2009, and such work does not alter the structural, mechanical or electrical system of the project.

SECTION 2. Tennessee Code Annotated, Section 62-2-107, is amended by adding the following language as a new, appropriately designated subsection:

() Notwithstanding subsections (a) and (b), the state or a political subdivision of the state may enter into an agreement with a registered architect, registered engineer or registered landscape architect to use plans, specifications, or estimates made for the state or such political subdivision by such architect, engineer, or landscape architect more than once; provided, however, that no plans, specifications, or estimates shall be used more than five (5) years from the original drafting of such plans, specifications or estimates and that no structural, mechanical or electrical alterations are necessary for any additional use of the plans, specifications, or estimates.

SECTION 3. This act shall take effect July 1, 2008, the public welfare requiring it and shall apply to plans, specifications, or estimates created for public works on or after July 1, 2008.